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* ADMITTED IN NY & NJ

December 18, 2017

BY ECF

The Honorable Katherine B. Forrest
United States District Court
Southern District of New York
500 Pearl Street
New York, NY 10007

Re: U.S. v. Darcy Wedd, 15 CR 616 (S-3) (KBF)

Your Honor:

I write in response to ECF 595.

Here is what I have been able to learn: The jury consultant, retained by the defense, prepared two charts reflecting the names of the jurors chosen to serve on this case, together with the publicly available information about the jurors. One of the charts contained a link to Facebook profiles, while the other did not. The charts were forwarded to counsel, and to Mr. Wedd. When Mr. Wedd was taken into custody, we were given his personal belongings, including his phone. These belongings were handed to Ms. Cole, with whom Mr. Wedd resides.

I am informed that several hours after the verdict, Ms. Cole contacted one of the jurors. Ms. Cole used my client's phone to access one of the charts. Apparently, the name of this juror is sufficiently unusual that Ms. Cole was able to find her on Facebook.

Annexed hereto is a copy of Ms. Cole's inquiry to the juror. The Court will be able to observe that there was nothing about the inquiry that was coercive. I have no information to suggest that this, post-verdict, contact with a juror was undertaken at the request of my client.

Ordered

*Struck from the
docket to allow
Mr. Sercarz to
recheck the juror's
name (top of pp. 3-4)
and then refile.*

*1 CB. To
USDJ*

12/18/17

If any further information is needed, I will endeavor to provide it.

Most respectfully,

/S/

Maurice H. Sercarz

cc: AUSA Sarah Paul (by ECF)